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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S)

Michael Tavger

FOR

A HIGH VELOCITY LIQUID-GAS MIST

TISSUE ABRASION DEVICE

SERIAL NO.

: 10/584,760

FILED

June 27, 2006

EXAMINER

Unknown

ART UNIT

Unknown

CONFIRMATION NO.

Unknown

ATTORNEY DOCKET NO.

JMBZ 200009

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop None Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO/SB/08 Form (renumbered from 1449) is enclosed.

This Information Disclosure Statement should not be construed to be an admission that any information referred to herein or submitted herewith is "prior art" or is considered to be material to patentability for this invention.

The United States Patent and Trademark Office OG Notice dated 12 October 2004 published a final rule revising 37 C.F.R. 1.98 dealing with the content of Disclosure Statements. Paragraph (a)(2) was revised to read in part, "A legible copy of: (i) Each foreign patent; (ii) Each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the

Office." Therefore, Applicant(s) has (have) not enclosed copies of the cited U.S. patents and published patent applications with this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed to mean that a search has been made or

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that no other material information as defined in 37 C.F.R. §1.56(b) exists.
Under § 1.98(a)(3), a concise explanation of relevance is required for
information that is not in the English language. Accordingly, the English language
documents have no further explanation. Documents AO and BM, IL 122016 and IL
118801, are discussed in the specification on pages 3 and 4.
All of the cited and/or included documents were cited by the
European Patent Office in a related application(s). A copy of the European Search
Report is enclosed.
Consideration of the appropriate paragraph(s) indicated below is respectfully
requested:
☐ WITHIN THREE MONTHS OF FILING: Under § 1.97(b)(1), this
Information Disclosure Statement is being filed within three months of the filing date of
the application (or date of entry of the national stage). Although it is believed no fee is
necessary, any deficiency in fees should be handled as set forth below.
Disclosure Statement is being filed before the mailing date of a first Office Action on the
merits. Although it is believed no fee is necessary, any deficiency in fees should be
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☐ BEFORE FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION
THAT CLOSES PROSECUTION/WITH STATEMENT: Under § 1.97(c)(1), this
information shall be considered if filed before the mailing date of a final action, or a
Notice of Allowance or action that otherwise closes prosecution in the application if
accompanied by the statement:
Under § 1.97(e)(1), the undersigned states:
A. that each item of information contained in the Information

office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or		
B. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.		
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FEE:		
1. Under § 1.97(e)(1), the undersigned states:		
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B. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement; and		
2.		
PRIORITY CLAIM: The enclosed PTO/SB/08 includes all patents,		
publications, or other information previously cited by or submitted to the Office in one or		
more prior applications from which the present application claims priority. These one or		

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more prior applications are identified in the papers accompanying the filing of this application.

Any payment due for the filing of this Information Disclosure Statement is authorized to be charged to a Credit Card (PTO form 2038 enclosed). If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308. If there are any additional fees required by this communication, please charge same to Deposit Account No. 06-0308.

It is respectfully requested that the attached document(s) be considered and officially cited in examination of this application.

Respectfully submitted,

FAY SHARPE LLP

March 12, 2008 Date

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CERTIFICATE OF MAILING OR TRANSMISSION		
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being		
deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop None, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.		
transmitted to the USPTO by facsimile in accordance with 37/CFR 1.18 on the date indicated below.		
Express Mail Label No.:	Signature: Athlen & Ninerickter	
Date: March 12, 2008	Name: Kathleen A. Nimrichter	